

# BOARD OF SUPERVISORS COUNTY OF TUOLUMNE

August 7, 2012

9:00 a.m.

The Board of Supervisors of the County of Tuolumne, State of California, met in regular session on the foregoing date with Supervisors: Richard H. Pland, Chair, Randy Hanvelt, Vice Chair; Elizabeth Bass, Evan Royce, and John L. Gray, being present. Also present were County Administrator Craig L. Pedro; Carlyn Drivdahl, Deputy County Counsel and Alicia L. Jamar, Chief Deputy Clerk of the Board.

Absent: None

Supervisor Evan Royce led the Pledge of Allegiance.

Oral Comm-  
AB109 Rpt.

Adele Arnold, Chief Probation Officer, addressed the Board on the six month report on AB109 realignment.

Oral Comm-  
Elections

Deborah Russell, County Clerk and Auditor-Controller, addressed the Board and announced the closing date for candidates to take out papers for school district positions.

Oral Comm-  
TUD

Pete Kampa, General Manager of Tuolumne Utilities District (TUD), addressed the Board and reported that water conservation measures are in place and on current projects.

Oral Comm

Kathy Fascilla addressed the Board and invited them to events concerning Agenda 21.

Consent Calendar

On motion of Supervisor Bass, seconded by Supervisor Gray, the following items on the Consent Calendar were approved by unanimous vote.

Minutes

1. Minutes of the meeting held on July 3, 2012.

Ordinance  
Summary

2. Finding that a summary of Ordinance No. 3204 was published July 9, 2012, in The Union Democrat as required by law.

Conflict of Interest  
Amend-Tuol Park

3. Approving the Amendment to the Conflict of Interest Code for the Tuolumne Park and Recreation District.

Budget-Furlough  
Schedule

4. Approving the implementation of furlough days for the fiscal year 2012-13 and closure of most County offices during the Thanksgiving and Christmas/New Years holiday periods.

Budget-Set  
Hearing

5. Setting a public hearing for September 4, 2012 at 9:00 a.m. to consider the Tuolumne County Final Budget for fiscal year 2012/13 and adopt a resolution that sets the appropriation limits and adopts the budget.

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| HSA Agree-ICES<br>ge 1 Childcare               | 6. Approving the Agreement between the Tuolumne County Department of Social Services and Infant/Child Enrichment Services for Stage 1 Child Care Services, not to exceed \$150,000, authorizing the Chair to sign. |
| HSA-Ambulance<br>Account Discharge             | 7. Approving the discharge of accountability for one account totaling \$1,739 in the Ambulance Enterprise fund.  |
| SW-Agree Amend<br>#8 - Moore Bros<br>Scavenger | 8. Approving Amendment #8 to the Agreement with Moore Bros. Scavenger Co. Inc., for the Operation of the Big Oak Flat Transfer Station to extend the Agreement for one (1) year, authorizing the Chair to sign.    |
| Columbia Plan<br>Vacating Waiver               | 9. Waiving a vacating event for Columbia Area Planning Commissioner Angelo Costanza.   |
| TC Comm on<br>Aging Leave of<br>Absence        | 10. Approving a three (3) month leave of absence for Tuolumne County Commission on Aging member Ira Uslander.  |
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- Air Pollution-  
ting Budget

The Board recessed and reconvened as the Air Pollution Control District 9:11 a.m. to consider setting the public hearing to review and receive comments on the Air Pollution Control District fiscal year 2012/13 budget for September 18, 2012 at 1:30 p.m.

It was moved by Supervisor Bass, seconded by Supervisor Gray, and carried by unanimous vote, to setting the public hearing to review and receive comments on the Air Pollution Control District fiscal year 2012/13 budget for September 18, 2012 at 1:30 p.m.

The Air Pollution Control District recessed and reconvened as the Board of Supervisors at 9:11 a.m.
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- Oak Grove  
Cemetery-Appt

The Board considered approving an appointment to the Oak Grove Cemetery District for a term to expire January 31, 2016.

It was moved by Supervisor Gray, seconded by Supervisor Pland, and carried by 4-1 with Supervisor Bass dissenting, to approve the appointment of Mark Thornton to the Oak Grove Cemetery District for a term to expire January 31, 2016.
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- TCPC-Appt.  
Dist 1

The Board considered of approving an appointment of a District 1 representative to the Tuolumne County Planning Commission.

It was moved by Supervisor Bass, seconded by Supervisor Gray, and carried by unanimous vote, to approve the appointment of Jim Garaventa as the District 1 representative to the Tuolumne County Planning Commission for a term to expire

February 15, 2013.

**Setting BOS/TUD  
Joint Mtg.**

Craig Pedro, County Administrator, requested consideration of setting a special Board of Supervisors joint meeting with the Tuolumne Utilities District Board of Directors on August 14, 2012 at 1:30 p.m. in the Board of Supervisors Chambers to consider possible actions related to water supply needs.

Mr. Kampa addressed the Board.

It was moved by Supervisor Hanvelt, seconded by Supervisor Gray, and carried by unanimous vote, to approve setting a special joint Board of Supervisors joint meeting with the Tuolumne Utilities District Board of Directors on August 14, 2012 at 1:30 p.m. in the Board of Supervisors Chambers to consider possible actions related to water supply needs.

**CIP-Jamestown  
Facade Bid**

Terry Cox, Cox Consulting, Inc., requested consideration of approving plans and specifications for the Jamestown Facade Improvement project and authorize the call for bids with the bids due on September 5, 2012 at 1:30 p.m. in the Board of Supervisors Chambers and responded to questions from the Board.

It was moved by Supervisor Bass, seconded by Supervisor Hanvelt, and carried by unanimous vote, to approve the plans and specifications for the Jamestown Facade Improvement project and authorize the call for bids with the bids due on September 5, 2012 at 1:30 p.m. in the Board of Supervisors Chambers

**DATA-Agree  
with CVIN  
Library**

Craig Pedro, County Administrator, requested consideration of approving an Easement Agreement with Central Valley Independent Network (CVIN) to connect to the County Library for Central Valley Next-Generation Broadband Infrastructure Project.

Daniel Richardson, Deputy County Administrator, responded to questions from the Board.

It was moved by Supervisor Bass, seconded by Supervisor Hanvelt, and carried by unanimous vote, to approve an Easement Agreement with CVIN to connect to the County Library for Central Valley Next-Generation Broadband Infrastructure Project, authorizing the Chair to sign.

**Grant-2009 Buffer  
Zone Protection  
Program**

Tracie Riggs, Administrative Analyst, requested consideration of accepting the fiscal year 2009 Buffer Zone Protection Program grant funds in the amount of \$199,820, and responded to questions from the Board.

On motion of Supervisor Royce, seconded by Supervisor Hanvelt, the following resolution was adopted by unanimous vote.

Resolution No. 46-12

Accepting the fiscal year 2009 Buffer Zone Protection Program grant funds in the amount of \$199,820, authorizing the County Administrator, Deputy County Administrator or Sheriff to sign.

Presentation-CRA  
Reorg

Mr. Pedro addressed the Board and gave a presentation on the status of the Community Resource Agency reorganization and responded to questions from the Board.

Beverly Shane, Community Resources Agency Director, responded to questions from the Board.

Discussion ensued.

No action was required.

Grant-HOME  
Invest Partner  
behalf of Michaels  
Org - Tuolumne  
Apartments

Sheila Shanahan, Housing Program Coordinator, requested consideration of authorizing the submittal of a 2012 HOME Investment Partnership Grant application in an amount not to exceed \$5,000,000 on behalf of The Michaels Organization to rehabilitate the Tuolumne Apartments and responded to questions from the Board.

Kathleen Paley of the Michaels Organization responded to questions from the Board.

Beetle Barbour of Amador-Tuolumne Community Action Agency (ATCAA), addressed the Board.

On motion of Supervisor Bass, a seconded by Supervisor Royce, the following resolution was adopted by unanimous vote.

Resolution No. 47-12

Authorizing the submittal of a 2012 HOME Investment Partnership Grant application in an amount not to exceed \$5,000,000 on behalf of The Michaels Organization to rehabilitate the Tuolumne Apartments and authorizing the Community Resources Director to administer the grant

Grant-HOME  
Invest Partners  
Tenant Base  
Rental Asst. First  
Time Buyers

Ms. Shanahan requested consideration of authorizing the submittal of a 2012 HOME Investment Partnership Grant application in the amount of \$700,000 for the Tenant-Based Rental Assistance and First-Time Homebuyer Programs and responded to questions from the Board.

It was moved by Supervisor Bass and seconded by Supervisor Gray to adopt the following resolution.

Resolution No. 48-12

Authorizing the submittal of a 2012 HOME Investment Partnership Grant application in the amount of \$700,000 for the Tenant-Based Rental Assistance

and First-Time Homebuyer Programs and authorizing the Community Resources Director to administer the grant.

Discussion ensued.

Motion carried unanimously.

CIP-Dodge Ridge  
Rd/Pinecrest-  
Award to Garret  
Thompson

Ms. Shane requested consideration of awarding a contract in the amount of \$160,705 to Garret Thompson Construction, Inc. to perform work as shown in the plans for Contract No. 1635, "Dodge Ridge Road-Pinecrest Lake Road Overlay", and responded to questions from the Board.

Duke York, Deputy Director of Roads for the CRA and Mr. Pedro responded to questions from the Board.

Ms. Shane responded to questions from the Board.

It was moved by Supervisor Royce, seconded by Supervisor Hanvelt, and carried by unanimous vote, to award a contract in the amount of \$160,705 to Garret Thompson Construction, Inc. to perform work as shown in the plans for Contract No. 1635, "Dodge Ridge Road-Pinecrest Lake Road Overlay", authorizing the Chair to sign.

M-Ltr of  
Appreciation

Mr. York requested consideration of approving a letter of appreciation to the Bureau of Land Management for repairing and reconstructing Jackass Creek Road and responded to questions from the Board.

It was moved by Supervisor Gray, seconded by Supervisor Hanvelt, and carried by unanimous vote, to approve a letter of appreciation to the Bureau of Land Management for repairing and reconstructing Jackass Creek Road, authorizing the Chair to sign.

The Board recessed at 10:13 a.m. and reconvened at 10:22 a.m.

CRA-Amend  
Budget and  
Agree with City  
Mono Way/  
Greenley Project

Ms. Shane requested consideration of approving: **1)** an amendment to the FY 2012-13 Recommended Budget for Public Works Projects by recognizing \$3,182,080 in Traffic Impact Mitigation Fee revenue (3301-301300-471665) and increasing appropriations by \$3,182,080 for the Mono Way Widening Project expenditures (3301-301300-542006); and **2)** the Cooperative Agreement Between the City of Sonora and the County of Tuolumne for the Mono Way Widening Project Between Greenley Road and Fir Drive and announcing that a 4/5 vote is required, and responded to questions from the Board.

Mr. Pedro responded to questions from the Board.

Jerry Fuccillo, City of Sonora Engineer, responded to questions from the Board

Tim Miller, City of Sonora Administrator; Darin Grossi, Executive Director of

Tuolumne County Transportation Council (TCTC); and George Segarini, President/CEO of the Tuolumne County Chamber of Commerce, addressed the Board.

Mr. Fuccillo responded to questions from the Board.

It was moved by Supervisor Bass, seconded by Supervisor Gray, and carried by unanimous vote, to approve: **1)** the FY 2012-13 Recommended Budget for Public Works Projects by recognizing \$3,182,080 in Traffic Impact Mitigation Fee revenue (3301-301300-471665) and increasing appropriations by \$3,182,080 for the Mono Way Widening Project expenditures (3301-301300-542006); and **2)** approve the Cooperative Agreement Between the City of Sonora and the County of Tuolumne for the Mono Way Widening Project Between Greenley Road and Fir Drive, authorize the Chair to sign, finding that: **A)** executing the Cooperative Agreement and allocating funds for the Mono Way Widening Project are consistent with Tuolumne County Ordinance 2254, Resolution 187-98, and the priority list for funding projects under the Traffic Impact Mitigation Fee Program established by the Board of Supervisors in November 2009; and **B)** The Mitigated Negative Declaration adopted by the City of Sonora for the Mono Way Widening Project has been considered in accordance with Section 15096 of the State CEQA Guidelines.

CRA-Circulation  
)ment of GP to  
Planning

Adam Paszkowski, Community Resources Agency Senior Planner, requested consideration of referring amendments to the Circulation Element of the Tuolumne County General Plan to the Planning Commissions for review and recommendation after conducting noticed public hearings and responded to questions from the Board.

Mr. York and Mr. Grossi responded to questions from the Board.

It was moved by Supervisor Gray, seconded by Supervisor Royce, and carried by unanimous vote, to approve to referring amendments to the Circulation Element of the Tuolumne County General Plan to the Planning Commissions for review and recommendation after conducting noticed public hearings.

Agree-Yolo Cty  
for Juvenile  
Detention

Ms. Arnold requested consideration of approving an Agreement with Yolo County Juvenile Detention Facility for fiscal year 2012-13 for the secure detention of Tuolumne County Juveniles and responded to questions from the Board.

It was moved by Supervisor Bass, seconded by Supervisor Hanvelt, and carried by unanimous vote, to approve an Agreement with Yolo County Juvenile Detention Facility for fiscal year 2012-13 for the secure detention of Tuolumne County Juveniles at a rate of \$110 per day, authorizing the Chair to sign.

Probation-AB109  
)rections to  
Partner Plan for  
2012/13

Ms. Arnold requested consideration of adopting the Community Corrections Partnership Plan for fiscal year 2012/13 and responded to questions from the Board.

James Mele, Sheriff/Coroner, responded to questions from the Board.

Michael Knowles, District Attorney, addressed the Board.

Discussion ensued.

It was moved by Supervisor Gray, seconded by Supervisor Bass, and carried by unanimous vote, to adopt the Community Corrections Partnership Plan for fiscal year 2012/13.

**Reports-Royce**

Supervisor Royce reported on his vacation and that he attended a Planning Commission/Committees Task Force meeting.

**Reports-Hanvelt**

Supervisor Hanvelt reported that on July 17, 2012, he met with constituents and attended a Columbia Fire Safe Council meeting; on July 18<sup>th</sup>, he attended the Board of Supervisors Housing Policy Committee meeting and the Tuolumne County Visitor's Bureau annual dinner; on July 19<sup>th</sup>, he attended a meeting at Sierra Pacific Industries, a Chamber Mixer and the Ag Commission meeting; on July 20<sup>th</sup>, he met with constituents; on July 21<sup>st</sup>, he attended the Tuolumne County Farm Bureau picnic; on July 23<sup>rd</sup>, he attended a - Central Sierra Child Support Services Agency meeting; on July 24<sup>th</sup>, he met with constituents, met with Barney Gyant and attended a United States Forest Service Protection meeting on Pinecrest Lake Shoreline Management Plan; on July 25<sup>th</sup>, he met with staff and recorded a news maker audio; on July 26<sup>th</sup>, he attended a Sierra Repertory Theater (SRT) performance and the Bear Valley Music Festival; and on August 6<sup>th</sup>, he met with Larry Cope, attended a Governmental Affairs Council (GAC) meeting and met with constituents.

**Reports-Pland**

Supervisor Pland reported that on July 18, 2012, he attended the Tuolumne County Visitor's Bureau annual dinner; on July 20<sup>th</sup>, he attended a SRT fund raiser; on July 26<sup>th</sup>, he attended an open house at the WATCH Facility; on July 26<sup>th</sup>, he attended a TuCare fund raiser; on July 29<sup>th</sup>, he attended a Family Reunion at Sunriver Oregon and celebrated his 59<sup>th</sup> Wedding Anniversary; on August 6<sup>th</sup>, he attended a GAC meeting; on August 4<sup>th</sup> he attended the Rods to Rails Celebration and announced that the receipt of an additional award by the California State Fair for the Tuolumne County booth, and reported on the Secure Rural Schools Legislation funding.

**Reports-Gray**

Supervisor Gray reported that on July 18, 2012, he attended the Tuolumne County Visitors Bureau annual dinner; on July 21<sup>st</sup> he attended the Fashion Through the Ages for the Historical Society; on July 25<sup>th</sup>, he held Groveland office hours; on July 26<sup>th</sup>, he held Don Pedro office hours and attended the Museum Board of Governors meeting; on July 27<sup>th</sup>, he attended the Groveland Community Services District (GCSD) meeting; on July 28<sup>th</sup>, he attended the California Deer Association Dinner; and on July 31<sup>st</sup>, he took a So. County road tour.

**Reports-Bass**

Supervisor Bass reported that on July 18, 2012 she attended the Housing Policy meeting; on July 19<sup>th</sup>, she met with staff on planning and trails; on July 21<sup>st</sup> she

) attended the Fashion Through the Ages for the Historical Society; on July 23<sup>rd</sup> she attended the Central Sierra Child Support Services Agency meeting; on July 26<sup>th</sup> she attended an open house at the WATCH Facility; on August 1<sup>st</sup> she attended the Housing Review Committee meeting and the Redevelopment Disillusion Committee meeting; on August 2<sup>nd</sup> she attended a graduation ceremony at Probation and a Behavioral Health Advisory Committee meeting and met with constituents; and on August 6<sup>th</sup>; she met with staff on the Tuolumne County Youth Commission.

Reports-Pedro

Mr. Pedro reported on the Dodge Ridge Road and Pinecrest future road maintenance.

Reports-Drivdahl

Ms. Drivdahl reported on her 10<sup>th</sup> Wedding Anniversary and the future Dodge Ridge Road and Pinecrest future maintenance.

Reports-Jamar

Alicia Jamar, Chief Deputy Clerk of the Board, reported that on July 23, 2012, she volunteered at the Tuolumne County Booth at the California State Fair.

Closed Session

The Board recessed at 11:52 a.m. to Closed Session - **Conference with Legal Counsel - Existing Litigation** (Authority: Government Code § 54956.9(a)) - Cynthia L. Phillips vs. County of Tuolumne, Tuolumne County Superior Court Case No. CV57529, reconvening at 1:30 p.m., the Chair announced that:

) It was moved by Supervisor Hanvelt, seconded by Supervisor Gray, and carried by unanimous vote, to authorize the County Counsel to defend the County, and any named employees, in the matter of Cynthia L. Phillips v. County of Tuolumne; Tuolumne County Superior Court, Case No. CV57529, which seeks damages for negligence related to plaintiff's employment with the County, and the Board approved submittal of the matter to the CSAC-EIA for determination of insurance coverage.

CDBG-  
Jamestown  
Facade Project

Public hearing was declared open to consider approving the revisions to the Guidelines for the Jamestown Facade Project, increasing the per business grant maximum from \$40,000 to \$50,000 and eliminating the 10% match for participating businesses.

Ms. Cox presented the staff report and responded to questions from the Board.

No one wished to speak, the public hearing was declared closed.

It was moved by Supervisor Pland, seconded by Supervisor Bass, to approve the revisions to the Guidelines for the Jamestown Facade Project, increasing the per business grant maximum from \$40,000 to \$50,000 and include a 5% match for participating businesses.

) Mr. Pedro addressed the Board.

Discussion ensued.

Motion carried unanimously.

Mr. Pedro requested consideration of directing staff to incorporate modifications into the FY 2012-13 Final Budget and various organizational and budget strategies for the future and responded to questions from the Board.

The Board recessed at 2:34 p.m. and reconvened at 2:47 p.m.

Mr. Pedro responded to questions from the Board.

Discussion ensued.

Ms. Arnold responded to questions from the Board on the use of AB109 funding.

Mr. Knowles addressed the Board.

Sheriff Mele addressed the Board and responded to questions from the Board.

Caroline Driggers addressed the Board on behalf of the Friends of the Library.

Del Hodges, Treasurer-Tax Collector and David Wynne addressed the Board in opposition of a consolidation of the Auditor/Controller & Treasurer/Tax Collector.

Sam Hill addressed the Board on behalf of the Deputy Sheriffs.

Phil Nicholes addressed the Board funding and spending.

Mr. Pedro responded to questions from the Board on unfunded debt.

Discussion ensued.

It was moved by Supervisor Gray and seconded by Supervisor Bass to direct staff to incorporate all of the priority restorations and solutions outlined on pages 1 and 2 of this report into the 2012/13 Fiscal Year Final Budget.

Mr. Pedro addressed the Board.

Discussion ensued.

Motion carried unanimously.

It was moved by Supervisor Bass, seconded by Supervisor Hanvelt, and carried by unanimous vote, to direct staff to include funding for the Historical Society for County Museum in the amount of \$2,500 into the 2012/13 Fiscal Year Final Budget.

It was moved by Supervisor Gray, seconded by Supervisor Bass, and carried by unanimous vote, to direct staff to include the funding for the Ombudsman Program

in the amount of \$10,000 into the 2012/13 Fiscal Year Final Budget.

Mr. Pedro addressed the Board.

It was moved by Supervisor Hanvelt, seconded by Supervisor Gray, and carried by unanimous vote, to direct staff to include one time and ongoing costs for Granicus, Leightronix, a Tuolumne County Website replacement and e-Trakit into the 2012/13 Fiscal Year Final Budget.

Mr. Pedro addressed the Board on the Jail Commander.

Board consensus to direct staff to explore alternatives for an ongoing revenue solution to fund a Jail Commander position.

Mr. Pedro addressed the Board and responded to questions from the Board on the use of one time funds.

Board consensus to direct staff to research in-sourcing solutions and the possible establishment of Library/Recreation Districts after the final budget hearing.

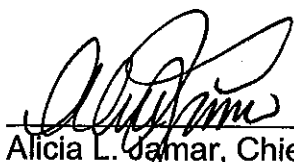
The Chair adjourned the meeting at 3:53 p.m., to the next regular meeting scheduled for August 14, 2012, at 9:00 a.m.

APPROVED:



RICHARD H. PLAND, CHAIR

ATTEST:



Alicia L. Jamar, Chief Deputy  
Clerk of the Board of Supervisors

I hereby certify that according to the provisions of Government Code Section 25103, delivery of this document has been made.

ALICIA L. JAMAR  
Clerk of the Board

By: 

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